

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Wayne Graham et al.

Serial No. : 10/821,726 Examiner : Whiteman, Brian A.

Filed : April 8, 2004 Art Unit : 1635

For : SYNTHETIC GENES AND GENETIC CONSTRUCTS

Conf. No. : 1523

30 Rockefeller Plaza
20th Floor
New York, New York 10112
December 15, 2010

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**AMENDMENT AND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AS
A SUBMISSION ACCOMPANYING A REQUEST FOR CONTINUED EXAMINATION
AND PETITION FOR TWO-MONTH EXTENSION OF TIME**

This Amendment and Supplemental Information Disclosure Statement is a submission under 37 C.F.R. §1.114(c) to the accompanying Request for Continued Examination (RCE). Applicants filed a Notice of Appeal and a Petition for Three-Month Extension of Time in response to the March 9, 2010 Final Office Action issued in connection with the above-identified application on September 8, 2010. The United States Patent and Trademark Office received the September 8, 2010 Notice of Appeal on September 10, 2010. Based on the date of receipt of the September 8, 2010 Notice of Appeal, an appeal brief or RCE was due November 10, 2010. Applicants hereby petition under 37 C.F.R. § 1.136(a) for a two-month extension of time. The fee for a two-month extension of time under 37 C.F.R. § 1.17(a)(2) is four hundred ninety dollars (\$490.00) and the authorization is hereby given to charge this

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fee to Deposit Account No. 03-3125. With a two-month extension of time, an appeal brief or RCE is due January 10, 2010.

Applicants hereby submit this Amendment and Supplemental Information Disclosure Statement as a submission under 37 C.F.R. §1.114(c) accompanying a Request for Continued Examination. The fee for a RCE under 37 C.F.R. § 1.17(e) is eight hundred ten dollars (\$810.00) and authorization is hereby given to charge this fee to Deposit Account No. 03-3125.

Accordingly, this Amendment and Supplemental Information Disclosure Statement are being timely filed.

Amendments to the Inventors begin on page **3** of this document.

Amendments to the Claims begin on page **4** of this document.

Remarks begin on page **11** of this document.

A **Request to Correct Inventorship** begins on page **16** of this document.

A **Supplemental Information Disclosure Statement** begins on page **18** of this document.

Please amend the subject application as follows: